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February 27, 2008

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

Honorable Helen Gillmor  
Chief Judge  
300 Ala Moana Boulevard  
Honolulu, HI 96850

MAR 10 2008  
at 12 o'clock and 20 min. P.M.  
SUE BEITIA, CLERK

RE: Ware v. Chertoff, Civ. No. 04-00671

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Dear Judge Gillmor:

Pursuant to Local Rule 7.8, plaintiff gives notice that the recent U.S. Supreme court decision, Sprint/United Management co. v. Mendelsohn (decided 2-26-08) is applicable to the arguments raised in Plaintiff's opposition to Defendant's Motion in Limine re: regarding Personnel Decisions Other than Plaintiff's Termination (lack of Promotion). A copy of the decision is enclosed.

Sincerely,

Daphne E. Barbee  
Attorney at Law

cc: Mr. Tom Helper, AUSA (with enclosures)